

Serial No.: 10/798,131
Response to Restriction Requirement
Gibbons Docket No.: 105942-53917
(Former Docket No.: 5677-211)

Group II - Claims 74-78 directed to a process for benzylating the phenolic hydroxyl groups of catechin or epicatechin, classified in class 549, subclass 453+;

Group III - Claims 79-83 directed to a process for preparing a branched procyanidin trimer, classified in class 549, subclass 406+; and

Group IV - Claims 84-89 drawn to an additional process for preparing a procyanidin dimer, classified in class 549, subclass 441.

Applicant elects with traverse Claims 59-73 of Group I.

It is respectfully pointed out that it would not be an undue burden for the Examiner to examine Claims 84-89 of Group IV with Claims 59 -73 of Group I. The claims only differ in the presence of the protecting groups on the phenolic hydroxyl groups of the dimers of Group I and in the absence of such groups on the phenolic hydroxyl groups of the dimers of Group IV. Steps (a) to (c) of the Group I claims are the same as steps (a) to (c) of the Group IV claims. The only different step is the final deprotecting step in the Group IV claims. A thorough search of both subclass 406 and 441 should be carried out.

Please note that in the accompanying Amendment the claims of Groups II and III have been canceled.

C. Correspondence and Fees

The requisite fees for a large entity two month extension of time should be charged to Deposit Account No. 03-3839.

Please address all correspondence to Intellectual Property Docket Administrator, Gibbons, Del Deo, Dolan, Griffinger & Vecchione, One Riverfront Plaza, Newark, NJ 07102-5497.